

05-02-03 375.00

3637  
RCE/

# REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Address to:  
Commissioner for Patents  
Box RCE  
Washington, DC 20231

Application Number	09/154,231
Filing Date	1/02/2005
First Named Inventor	PAYER, William J.
Art Unit	3631
Examiner Name	Chi Q NGUYEN
Attorney Docket Number	

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

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## 1. Submission required under 37 CFR 1.114

- a. ☒ Previously submitted
- i. ☒ Consider the amendment(s)/reply under 37 CFR 1.116 previously filed on 02 January 2004  
(Any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
- iii. ☒ Other PREVIOUS SUBMITTAL
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other COMMENTS AND RESPONSE

## 2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
- b. ☐ Other \_\_\_\_\_

## 3. Fees

The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

- a. ☐ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. \_\_\_\_\_
- i. ☒ RCE fee required under 37 CFR 1.17(e)
- ii. ☐ Extension of time fee (37 CFR 1.136 and 1.17)
- iii. ☐ Other \_\_\_\_\_
- b. ☐ Check in the amount of \$ 375.00 enclosed 1149
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

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## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	WILLIAM J. PAYER	Registration No. (Attorney/Agent)	
Signature	<i>William J. Payer</i>	Date	

## CERTIFICATE OF MAILING OR TRANSMISSION

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Name (Print/Type)	WILLIAM J. PAYER	Date	5-01-03
Signature	<i>William J. Payer</i>		

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Approved for use through 04/30/2003. OMB 0651-0031  
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<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	09/154,031
	Filing Date	1/02/2001
	First Named Inventor	PAYER, WILLIAM J.
	Art Unit	3637
	Examiner Name	CHI Q NGUYEN
Total Number of Pages in This Submission	Attorney Docket Number	

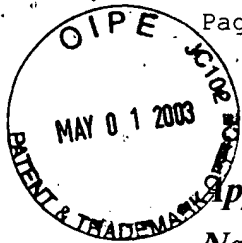
ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Note Could Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input checked="" type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s)	<input type="checkbox"/> After Allowance communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please Identify below): <b>COMMENTS, RESPONSE</b>
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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	WILLIAM J. PAYER
Signature	<i>William J. Payer</i>
Date	5/1/03

CERTIFICATE OF TRANSMISSION/MAILING	
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.	
Typed or printed name	WILLIAM J. PAYER
Signature	<i>William J. Payer</i>
Date	5/01/03

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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**GROUP 3600**

**Application: 09/754,031**

**Name: Payer, William J. Phone: 678.522.5012**

**Submittal Date: 1/02/2001**

**Examiner: Mr. Chi Q. Nguyen**

**Group Art Unit: 3637**

**As per our phone conversation the following is included in this submittal following to an RCE submittal type. Please accept the following:**

-as response to arguments by examiner mailed 12/05/02 to applicant's communications filed 02 January 2001.

**Contents:**

***Revised claims as Response to Arguments***

***Response to Arguments***

***Comments to Response to Arguments***

Although not requested a clean sheet of the claims follows:

Also included but not requested:

Additional Comment

***Revised Claims as Response to Arguments***

Please amend Claims as follows as response to arguments by examiner mailed 12/05/02 to applicant's communications filed 02 January 2001.

1. The method for erecting typically a building site a structural framework utilizing frame assemblage with a multitude of said frame assemblage typically juxtaposed in a plurality of linear arrangements of said frame assemblages in said structural framework with said structural framework distanced from typically a plurality of structural frameworks by typically perpendicularly horizontally members typically perpendicular to the plane of the said structural framework with said structural frameworks and said typically perpendicular horizontally members typically defining the boundaries of the building structure with said frame assemblage comprised